

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 27TH MARCH 2007 / 6TH CHAITHRA 1929

Crl.Rev.Pet.No. 1308 of 2007()

CRA.11/2001 of ADDL.SESIONS COURT, THALASSERY
CC.966/1998 of JUDL. MAGISTRATE OF FIRST CLASS COURT, THALASSERY
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REVN. PETITIONER/APPELLANT/2ND ACCUSED:

MANOJ,
'HARI' VILLAS,
CHETTAMCOON ROAD, THALASSERY,
KANNUR DISTRICT

BY ADV. SRI.M.SASINDRAN
SRI.K.P.HARISH

RESPONDENTS/RESPONDENTS/COMPLAINANT & STATE:

1. K.PREMANANDAN, S/o. KANNAN.K.,
54 YEARS, "KOOVA HOUSE",
POOVALAAPPU THERU.P.O., TEMPLOGATE,
THALASSERY-2. KANNUR DISTRICT.
2. STATE- REPRESENTED BY THE PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU
SRI.C.P.PEETHAMBARAN

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD
ON 27/03/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

K.R.UDAYABHANU,J

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C.R.R.P.No.1308 OF 2007

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Dated this the 27th day of March,2007

ORDER

The revision petitioner/second accused stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for six months and to pay a fine of Rs.2,500/- and in default to undergo simple imprisonment for three months.

2. The counsel for the revision petitioner has only sought for modification of sentence and time to pay the amount due. In the circumstances, the sentence is modified to imprisonment already undergone and to pay a compensation of Rs.30,000/- vide section 357 (3) Cr.P.C and in default to undergo simple imprisonment for three months. The revision petitioner is granted four months time to pay the amount of compensation. The revision petitioner shall appear before the Judicial First Class Magistrate Court, Thalassery on 20.07.2007 to receive sentence. The revision petitioner/second accused is ordered to be released forthwith if not required to be detained in any other case.

The Crl.R.P is disposed of accoridngly.

K.R.UDAYABHANU,JUDGE

dvs